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**PATENT** 

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applic	ation of:	)
	STABER et al.	j ,
		) Art Unit: 2644
Serial No.:	09/001,565	)
		)
Filed:	December 31, 1997	) Examiner: Harold, J.F.
		)
For:	XDSL Splitter Line Module for Network	)
	Interface Device	)

Mail Stop Issue Fee Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

VIA FACSIMILE: 571-273-8300

TOTAL PAGES:

# PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 C.F.R. § 1.181

Dear Sir:

Pursuant to 37 C.F.R. § 1.181, and in response to the Notice of Abandonment mailed October 18, 2005, Applicants hereby petition the Commissioner to withdraw the holding of abandonment in the above-identified patent application. The Commissioner contends the application became abandoned for failure to timely pay the issue fee within the statutory period of three (3) months from the mailing date of the Notice of Allowance. However, Applicants timely submitted the fee transmittal cover sheet including authorization to charge the issue fee to Applicants' deposit account.

HARVEY et al. Serial No. 09/166,831 Page 2

This petition is accompanied by the following prima facie evidence:

- (1) Copy of the facsimile transmission report received after the Issue Fee Transmittal was transmitted to the United States Patent and Trademark Office including a properly executed "Certificate of Mailing or Transmission";
- (2) A copy of the "Auto-Reply Facsimile Transmission" received from the United States Patent and Trademark Office acknowledging receipt of the Issue Fee Transmittal; and
- (3) A complete replacement copy of the Issue Fee Transmittal and accompanying Articles of Amendment changing the name of the corporate assignee from Siecor Operations, LLC to Corning Cable Systems LLC.

No fee is required for the petition. In view of the prima facie evidence submitted herewith, Applicants respectfully request the Commissioner to withdraw the Notice of Abandonment and to pass the application to issue forthwith.

If there are any other fees due in connection with this filing not already accounted for, the Commissioner is further authorized to charge those fees to Deposit Account No. 19-2167.

Respectfully submitted,

Christopher C. Dremann Attorney for Applicants Registration No. 36,504

P. O. Box 489

Hickory, N. C. 28603 Telephone: 828/901-5904 Facsimile: 828/901-5206

Dated: 11/22/05

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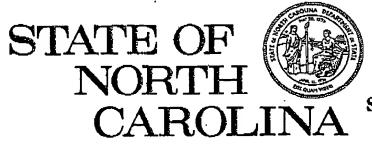
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## Department of The Secretary of State

To all whom these presents shall come, Greetings:

I, ELAINE F. MARSHALL, Secretary of State of the State of North Carolina, do hereby certify the following and hereto attached to be a true

ARTICLES OF AMENDMENT

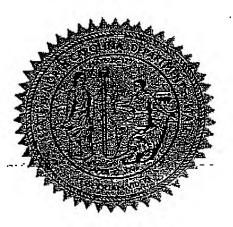
OF

SIECOR OPERATIONS, LLC

which changed its name to:

CORNING CABLE SYSTEMS LLC

the original of which is now on file and a matter of record in this office.



IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at the City of Raleigh, this 31st day of May, 2000.

Claime I Marshall

Secretary of State

20 147 9052

State of North Carolina

Department of the Secretary of State

SOSID: 0443538
Date Filed: 5/30/2000 6:12 PM
Effective: \_6/1/2000
Elaine F. Marshall
North Carolina Secretary of State

### CERTIFICATE OF AMENDMENT SIECOR OPERATIONS, LLC AMENDMENT OF ARTICLES OF ORGANIZATION

Pursuant to §57C-2-22 of the General Statutes of North Carolina, the undersigned limited liability company hereby submits the following Articles of Amendment for the purpose of amending its Articles of Organization.

- 1. The name of the limited liability company is: SIECOR OPERATIONS, LLC
- 2. The text of the amendment adopted is as follows:

Numbered paragraph 1 of the Articles of Organization is hereby amended to read as follows: The name of the limited liability company is CORNING CABLE SYSTEMS LLC.

- 3. These articles will be effective June 1, 2000, 12:00:01 A.M., E.S.T.
- 4. The amendment was duly adopted by the unanimous vote of the members of the limited liability company.

This the 24th day of May, 2000.

SIECOR OPERATIONS, LLC

Manager